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RASIER, LLC; and RASIER-CA, LLC
17

18 **UNITED STATES DISTRICT COURT**
19 **NORTHERN DISTRICT OF CALIFORNIA**
20 **SAN FRANCISCO DIVISION**

21 IN RE: UBER TECHNOLOGIES, INC.,
22 PASSENGER SEXUAL ASSAULT
LITIGATION
23

Case No. 3:23-md-03084-CRB

**DECLARATION OF MICHAEL B.
SHORTNACY IN SUPPORT OF
DEFENDANTS' MOTION TO DISMISS
CASES FOR FAILURE TO COMPLY WITH
AMENDED PTO 10**

24
25 This Document Relates to:

Date: January 16, 2026
Time: 10:00 a.m.
Courtroom: 6 – 17th Floor

26 *A.B. v. Uber Technologies, Inc., et al.,*
27 No. 3:25-cv-07699-CRB
28

1 *A.D. v. Uber Technologies, Inc., et al.*,
No. 3:25-cv-07091-CRB

2 *A.E. v. Uber Technologies, Inc., et al.*,
3 No. 3:25-cv-07668-CRB

4 *A.P. v. Uber Technologies, Inc., et al.*,
5 No. 3:25-cv-07148-CRB

6 *C.F. v. Uber Technologies, Inc., et al.*,
7 No. 3:25-cv-07698-CRB

8 *CLF T.M. v. Uber Technologies, Inc., et*
9 *al.*, No. 3:25-cv-04281-CRB

10 *D.V. v. Uber Technologies, Inc., et al.*,
11 No. 3:25-cv-07747-CRB

12 *J.K.R. v. Uber Technologies, Inc., et al.*,
13 No. 3:25-cv-07734-CRB

14 *Jane Doe LS 618 v. Uber Technologies,*
15 *Inc., et al.*, No. 3:25-cv-06160-CRB

16 *Jane Doe LS 619 v. Uber Technologies,*
17 *Inc., et al.*, No. 3:25-cv-06243-CRB

18 *Jane Doe LS 620 v. Uber Technologies,*
19 *Inc., et al.*, No. 3:25-cv-06249-CRB

20 *Jane Doe LS 621 v. Uber Technologies,*
21 *Inc., et al.*, No. 3:25-cv-06297-CRB

22 *Jane Doe LS 622 v. Uber Technologies,*
23 *Inc., et al.*, No. 3:25-cv-06306-CRB

24 *Jane Doe LS 625 v. Uber Technologies,*
25 *Inc., et al.*, No. 3:25-cv-06539-CRB

26 *Jane Doe LS 626 v. Uber Technologies,*
27 *Inc., et al.*, No. 3:25-cv-06541-CRB

28 *Jane Doe LS 627 v. Uber Technologies,*
Inc., et al., No. 3:25-cv-06547-CRB

Jane Doe LS 628 v. Uber Technologies,
Inc., et al., No. 3:25-cv-06552-CRB

Jane Doe LS 630 v. Uber Technologies
Inc., et al., No. 3:25-cv-06861

Jane Doe LS 633 v. Uber Technologies,
Inc., et al., No. 3:25-cv-07285-CRB

1 *Jane Doe LS 634 v. Uber Technologies,*
2 *Inc., et al., No. 3:25-cv-07323-CRB*

3 *Jane Doe LS 639 v. Uber Technologies,*
4 *Inc., et al., No. 3:25-cv-07616-CRB*

5 *Jane Doe LS 640 v. Uber Technologies,*
6 *Inc., et al., No. 3:25-cv-07628-CRB*

7 *Jane Doe LS 641 v. Uber Technologies,*
8 *Inc., et al., No. 3:25-cv-07844-CRB*

9 *Jane Doe LS 642 v. Uber Technologies,*
10 *Inc., et al., No. 3:25-cv-07894-CRB*

11 *Jane Doe NLG (A.D.) v. Uber*
12 *Technologies, Inc., et al., No. 3:25-cv-*
13 *07407-CRB*

14 *Jane Doe NLG (A.H.) v. Uber*
15 *Technologies, Inc., et al., No. 3:25-cv-*
16 *07400-CRB*

17 *Jane Doe NLG (D.L.) v. Uber*
18 *Technologies, Inc., et al., No. 3:25-cv-*
19 *07478-CRB*

20 *Jane Doe NLG (J.D.) v. Uber*
21 *Technologies, Inc., et al., No. 3:25-cv-*
22 *07482-CRB*

23 *Jane Doe NLG (J.L.) v. Uber*
24 *Technologies, Inc., et al., No. 3:25-cv-*
25 *07545-CRB*

26 *Jane Doe NLG (L.F.) v. Uber*
27 *Technologies, Inc., et al., No. 3:25-cv-*
28 *07542-CRB*

Jane Doe NLG (L.R.) v. Uber
Technologies, Inc., et al., No. 3:25-cv-
07423-CRB

Jane Doe NLG (N.T.) v. Uber
Technologies, Inc., et al., No. 3:25-cv-
07540-CRB

Jane Doe NLG (R.H.) v. Uber
Technologies, Inc., et al., No. 3:25-cv-
07403-CRB

Jane Doe NLG (S.M.) v. Uber
Technologies, Inc., et al., No. 3:25-cv-
07543-CRB

1 *Jane Doe NLG (T.P.) v. Uber*
2 *Technologies, Inc., et al.*, No. 3:25-cv-
07484-CRB

3 *Jane Doe NLG (V.M.) v. Uber*
4 *Technologies, Inc., et al.*, No. 3:25-cv-
07467-CRB

5 *Jane Doe NLG 2 (M.P.) v. Uber*
6 *Technologies, Inc., et al.*, No. 3:25-cv-
07312-CRB

7 *Jane Roe CL 192 v. Uber Technologies,*
8 *Inc., et al.*, No. 3:25-cv-06608-CRB

9 *Jane Roe CL 195 v. Uber Technologies,*
10 *Inc., et al.*, No. 3:25-cv-06735-CRB

11 *Jane Roe CL 198 v. Uber Technologies,*
12 *Inc., et al.*, No. 3:25-cv-06822-CRB

13 *Jane Roe CL 201 v. Uber Technologies,*
14 *Inc., et al.*, No. 3:25-cv-06826-CRB

15 *Jane Roe CL 202 v. Uber Technologies,*
16 *Inc., et al.*, No. 3:25-cv-07377-CRB

17 *Jane Roe CL 203 v. Uber Technologies,*
18 *Inc., et al.*, No. 3:25-cv-07379-CRB

19 *Jane Roe CL 204 v. Uber Technologies,*
20 *Inc., et al.*, No. 3:25-cv-07472-CRB

21 *Jane Roe CL 205 v. Uber Technologies,*
22 *Inc., et al.*, No. 3:25-cv-07763-CRB

23 *John Doe LS 15 v. Uber Technologies,*
24 *Inc., et al.*, No. 3:25-cv-07862-CRB

25 *John Roe CL 8 v. Uber Technologies,*
26 *Inc., et al.*, No. 3:25-cv-07768-CRB

27 *K. H. v. Uber Technologies, Inc., et al.,*
28 *No. 3:25-cv-07700-CRB*

M.T. v. Uber Technologies, Inc., et al.,
No. 3:25-cv-07831-CRB

M.W. v. Uber Technologies, Inc., et al.,
No. 3:25-cv-07753-CRB

R.N. 02 v. Uber Technologies, Inc., et
al., No. 3:25-cv-07097-CRB

1 *S.S. v. Uber Technologies, Inc., et al.,*
No. 3:25-cv-07149-CRB

2 *S.W. v. Uber Technologies, Inc., et al.,*
3 No. 3:25-cv-07695-CRB

4 *T.K. v. Uber Technologies, Inc., et al.,*
5 No. 3:25-cv-06734-CRB

DECLARATION OF MICHAEL B. SHORTNACY

I, Michael B. Shortnacy, declare pursuant to 28 U.S.C. § 1746:

1. I am over the age of 18 and am a resident of Los Angeles, California. I respectfully submit this declaration in Support of Defendants Uber Technologies, Inc.’s, Raiser LLC’s, and Raiser-CA, LLC’s (collectively, “Defendants”) motion to dismiss the cases of certain Plaintiffs for noncompliance with Amended Pretrial Order No. 10 (“Amended PTO 10”).

2. I am a partner at the law firm of Shook, Hardy & Bacon L.L.P., representing Defendants in this MDL. I am a member in good standing of the Bar of the State of California, the Bar of the State of New York, and the Bar of the District of Columbia. I make this declaration based upon matters within my own personal knowledge. If called as a witness, I could and would competently testify to the matters set forth herein.

3. In March 2024, the Court entered Pretrial Order No. 10 in this matter, requiring each Plaintiff to submit a “substantially complete” PFS that “answer[ed] all applicable questions,” “[i]nclude[d] a signed declaration” or verification that the PFS answers are true and correct, “provide[d] duly executed record release Authorizations,” and was accompanied by a production of “the requested documents.” ECF No. 348 at 6. For Plaintiffs who filed their cases before March 26, 2024, the PFS were due within sixty days. *Id.* at 5. For all other Plaintiffs, the PFS were due within 30 days of the case being filed in, removed to, or transferred to this MDL. *Id.* at 5-6.

4. On October 31, 2025, the parties filed a stipulation proposing amendments to PTO 10 (“Amended PTO 10”). ECF No. 4274. The Court granted the stipulation on November 3, 2025. ECF No. 4286.

5. Amended PTO 10 states that if a Plaintiff fails to timely and substantially comply with the Order, Uber may serve them with a “Notice of Overdue Discovery” identifying the Plaintiff’s violation(s) and stating that if Plaintiff does not comply their case may be subject to dismissal. ECF No. 4274-1 at 8. If that Plaintiff then fails to cure within thirty days of service of the Notice of Overdue Discovery, Uber may move the Court for an Order dismissing the relevant Complaint without

1 prejudice.¹ *Id.*

2 6. The Plaintiffs listed in the attached **Exhibit A** have, as of November 25, 2025, all failed
3 to comply with their Amended PTO 10 obligations. The specifics of their non-compliance are detailed
4 in Exhibit A. Uber served each of these Plaintiffs with a Notice of Overdue Discovery on a date, more
5 than thirty days ago, listed in Exhibit A. Plaintiffs have failed to cure their non-compliance with
6 Amended PTO 10 and thus, following the procedures specified in the Order, Uber respectfully moves
7 the Court to dismiss Plaintiffs' complaints without prejudice.

8
9 I declare under penalty of perjury that the foregoing is true and correct.

10 Executed on November 26, 2025 in Los Angeles, California.

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12
13 **SHOOK, HARDY & BACON L.L.P.**

14
15 /s/ Michael B. Shortnacy

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23 *Attorney for Defendants*

24 **UBER TECHNOLOGIES, INC., RASIER,**
25 **LLC, and RASIER-CA, LLC**

26 ¹ Amended PTO 10 also requires the Parties to meet and confer regarding any PFS deficiencies prior to Uber moving the
27 Court for a dismissal without prejudice based on such deficiencies. However, this Motion only pertains to Plaintiffs that
28 have failed to submit a PFS altogether (as opposed to submitting anything that Uber argues is deficient) and therefore
this PTO provision is not applicable here and no conferral is required.